

REMARKS

Reconsideration of the present application, as amended, is respectfully requested.

Claims 1, 2, 4, 6, and 8-20 are pending in the application with Claims 1, 4, 6, 8, 13 and 20 being independent claims. As indicated above, Claims 1, 4, and 6 have been amended to include the recitations of Claims 3, 6, and 7, respectively, which have been cancelled without prejudice.

It is gratefully acknowledged that Claims 8-20 have been allowed and that Claims 3, 5, and 7 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

In the Office Action, the Examiner rejected Claims 1, 2, 4 and 6 under 35 U.S.C. §103(a) as being unpatentable over China Wireless Telecommunication Standard (CWTS), "*Physical Layer Procedures*", hereinafter referenced as CWTS1, in view of *Gustafsson* (U.S. Patent No. 6,643,275 B1). Additionally, the Examiner rejected Claims 1-7 under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement.

With respect to the rejection of Claims 1-7 under 35 U.S.C. §112, as indicated above, Claims 1, 4 and 6 have been amended to delete the language cited by the Examiner. Accordingly, it is respectfully requested that the rejection of Claims 1-7 under 35 U.S.C. §112 be withdrawn.

Regarding the rejection of independent Claims 1, 4, and 6 under 35 U.S.C. §103(a), as indicated above, independent Claims 1, 4, and 6 have been amended to incorporate the allowable recitations of objected to Claims 3, 5, and 7, respectively. Accordingly, it is respectfully requested that the rejection of Claims 1, 4, and 6 be withdrawn.

Because the above amendments and arguments are believed to place amended independent Claims 1, 4, and 6 in condition for allowance, then, at least because of their dependency on these claims respectively, dependent Claims 2 is also in condition for allowance. Again, it is gratefully acknowledged that the Examiner has allowed Claims 8-20.

Claims 1, 2, 4, 6, and 8-20 are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicants' attorney at the number given below.

Respectfully submitted,



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